IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

C.W.P. No.17691 of 2006
Date of decision: November 09, 2006

Niranjan Singh .....Petitioner

Versus

Supdt. Canal Officer and Ors .....Respondents

CORAM: HON'BLE MR. JUSTICE ASHUTOSH MOHUNTA
HON'BLE MRS. JUSTICE NIRMAL YADAV

Present: Mr. Surinder Garg, Advocate
for the petitioner

ASHUTOSH MOHUNTA, J (Oral)

The petitioner is aggrieved by the orders dated 16.03.2005 and 15.04.2005 (Annexures P-1 and P-2), passed by the Divisional Canal Officer and Superintending Canal Officer, Ludhiana, respectively, by which the petitioner has been directed to restore the demolished *Khal* *'GH'*.

Learned counsel for the petitioner submits that the petitioner is ready and willing to give the Khal from points *'A' to 'H'*.

We have perused the site plan, annexed with the petition as Annexure P-4, and on perusal of the same, find that the water course from points *'A' to 'H'* is very long and, would not be suitable for the proper irrigation to the fields of respondent No.4.

Apart from above, the report was sought from the Ziledar, who opined that the watercourse '*GH'* was running at the spot, which has been dismantled by the petitioner.

In view of the above, we find no merit in the writ petition and the same is accordingly dismissed.

(ASHUTOSH MOHUNTA)
JUDGE

(NIRMAL YADAV)
JUDGE

November 09, 2006
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